

REPLY UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
TECHNOLOGY CENTER 2600

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
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 Jyrki Hoisko) Examiner: Javid Amini
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Application No. 10/034,237) Art Unit: 2628
)
Filed: December 27, 2001) Attorney Docket: 006474.00004
)
For: DISPLAYING AN IMAGE)
)

REQUEST TO WITHDRAW FINALITY OF OFFICE ACTION

Customer Service Window
Box AF
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Dear Sir:

This paper is being filed in response to the Final Office Action mailed May 16, 2007 (hereinafter "Final Office Action"). Applicant respectfully requests entry of the present paper. No extensions are believed due in connection with this paper, but if any extensions or fees are due, Applicant requests any such extension, and asks that all fees due in connection with this paper be charged to Deposit Account No. 19-0733.

REMARKS

Applicants respectfully submit that the final Office Action of May 16, 2007, was improperly made final, and requests withdrawal of the finality of that Office Action. In the previous non-final Office Action (dated October 31, 2006), dependent claim 7 was rejected under 35 U.S.C. 103(a) as being unpatentable over Takemura (JP 11088672) and Frederick (“Texture mapping of 3-D models in real world scenes”). Following this non-final Office Action (and an examiner interview), claim 7 was amended on May 1, 2007 to be rewritten in independent form. No other change to claim 7 was made.

The current Office Action, however, changes the grounds of rejection for claim 7. Now, this claim stands rejected under an alleged combination of Nakata et al. (U.S. 2003/0091329) and Silverbrook et al. (U.S. 6,831,682). The previous amendment to claim 7 simply placed that claim in independent form, and cannot possibly have necessitated this change in the grounds of rejection. Applicants have not had a fair opportunity to address this new ground of rejection, and accordingly, Applicants respectfully submit that the Office Action of May 16, 2007 was not properly made final, and respectfully request withdrawal of the finality of that Office Action.

Respectfully submitted,

Date: July 11, 2007

/Steve Chang/
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